

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1730-01
Bill No.: HB 707
Subject: Crimes and Punishment; Probation and Parole
Type: Original
Date: February 28, 2001

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
None	\$0	\$0	\$0
Total Estimated Net Effect on <u>All</u> State Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
None			
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
Local Government	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 3 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of the State Public Defender** and the **Office of State Courts Administrator** assume the proposed legislation would have no fiscal impact on their agencies.

Officials from the **Office of Prosecution Services** assume the cost of the proposed legislation can be absorbed within existing resources.

Officials from the **Department of Corrections (DOC)** assume the proposal removes the clause for minimum term eligibility for parole in §217.690.4, RSMo, as it relates to consecutive sentences. In other words, offenders with consecutive sentences could theoretically serve more time in prison. Parole is not a right of an offender, but is a privilege granted at the discretion of the Board of Probation and Parole after consideration of many factors. Therefore, any projections made concerning future practices or trends cannot accurately be made. Removing minimum terms certainly allows for the potential of more time to be served in prison, however it is impossible to ascertain DOC fiscal impact or the time periods of that impact. In summary, the fiscal impact for the DOC is unknown.

Oversight assumes the proposed legislation would effect only those offenders sentenced after the effective date of the proposal. Therefore, any increased incarceration costs to the DOC would be beyond the scope of the fiscal note.

<u>FISCAL IMPACT - State Government</u>	FY 2002 (10 Mo.)	FY 2003	FY 2004
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2002 (10 Mo.)	FY 2003	FY 2004
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

BLG:LR:OD (12/00)

The proposed legislation revises the minimum term for parole eligibility for an offender with consecutive sentences by eliminating the requirement that the minimum term for parole eligibility not exceed the minimum term for parole eligibility for an ordinary life sentence.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of the State Public Defender
Office of State Courts Administrator
Office of Prosecution Services
Department of Corrections

A handwritten signature in black ink, appearing to read "Jeanne Jarrett". The signature is stylized with a large initial "J" and a cursive "e" at the end.

Jeanne Jarrett, CPA
Director

February 28, 2001